

E-filing

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

DOUBLEVISION ENTERTAINMENT, LLC,  
a Tennessee limited liability company, as  
assignee of Commercial Escrow Services, Inc.,  
a California corporation, and Antoinette  
Hardstone, an individual,

No. C 14-02848 WHA

Plaintiff,

v.

**SPECIAL VERDICT**

NAVIGATORS SPECIALTY INSURANCE  
COMPANY, a New York Corporation,

Defendant.

**YOU MAY APPROACH THE FOLLOWING QUESTIONS IN ANY ORDER YOU  
WISH, BUT YOUR ANSWERS MUST BE UNANIMOUS.**

1. Has plaintiff proven that Navigators violated a duty to accept the  
Section 998 offer in March 2011?

Yes

☒

No ☐

1                   2.       Has plaintiff proven that Navigators violated a duty to pursue a  
2       settlement after the March 2011 Section 998 offer?

3                               X  
4       Yes       \_\_\_\_\_                   No       \_\_\_\_\_

5  
6  
7                   3.       The Court directs the jury that plaintiff is entitled to recovery on  
8       its third claim, although not necessarily in the amount (or any amount) requested  
9       by plaintiff. You need not further consider this claim except as to the offset issue  
10       below. (You must still decide the first two claims.)

11  
12  
13                  4.       The parties have agreed that if liability is found on any claim,  
14       including the third claim, then the grand total of any recovery will be \$2,280,000.  
15       This agreement should not be viewed in any way as an admission of liability on  
16       any claim. Rather, it is intended by both sides merely to simplify the issues for  
17       the jury. Nevertheless, you must decide the amount, if any, of any offset to  
18       reduce this amount. State the amount, if any, that Navigators has proven should  
19       be offset against the damages.

20                               0  
21       \$       \_\_\_\_\_

22  
23  
24       Date: July 22, 2015.

25                               Brenda Schmitt  
26                               FOREPERSON  
27  
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